Outline

HIPAA/HITECH - Impact on Behavioral Health Providers

Confidentiality of Behavioral Health Records

The Duty to Warn in Virginia

Balance the Rights of Minors and Parents

Professional Ethics & Boundary Issues

Respond to Police Inquiries, Attorney Questions, and Subpoenas

Emergency Custody Orders, Temporary Detention Orders, and Involuntary Commitments in Virginia

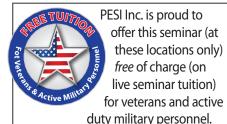
"A very competent, knowledgeable, skillful speaker with a wonderfully dry sense of humor."

-Rich

Objectives

- 1. Establish practices for ensuring HIPAA compliance to protect client's privacy and minimize risk of litigation.
- 2. Designate the treatment provider's responsibilities relating to mental health issues and duty to warn law in Virginia.
- 3. Explore the legal and ethical considerations for the treatment of minor populations in Virginia with regard to age of consent, confidentiality and custody concerns.
- 4. Develop policies on issues such as boundaries, seclusions and informed consent.
- 5. Compare the different requirements for responding to police inquiries, subpoenas and court orders for mental health records.
- 6. Differentiate between the processes for voluntary and involuntary commitment for treatment and determine the clinician's role in each.

Questions? Call customer service at 800-844-8260



Limited seats available; advance online registration required.

Live Seminar Schedule:

7:30 Registration/Morning Coffee & Tea

8:00 Program begins

11:50-1:00 Lunch (on your own)

3:50 Program ends

There will be two 15 min breaks (mid-morning & mid-afternoon)

Actual lunch and break start times are at the discretion of the speaker.

A more detailed schedule is available upon request.

This program has been developed for:

Social Workers • Counselors • Psychologists • Marriage & Family Therapists • AODA Professionals Health Information Managers Medical Records Professionals • Nurses • Speech-Language Pathologists

Have a seminar idea? A manuscript to publish?

The nation's top speakers and authors contact PESI first. If you are interested in becoming a speaker or have a new topic idea, please contact **Josh Lindbald** at **jlindbald@pesi.com** or call **715-855-5234.**



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Legal and Ethical Issues in Behavioral Health in Virginia

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Legal and Ethical Issues in Behavioral Health in Virginia

- Confidentiality of Records
- The Duty to Warn in Virginia
- Balance the Rights of Minors and Parents
- Professional Ethics and Boundary Issues
- Avoid Licensure Issues



FAIRFAX, VA Monday, October 7, 2019

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Legal and Ethical Issues in **Behavioral Health in Virginia**

Without the proper legal awareness needed to stay in compliance, you may face grave legal and financial consequences. This seminar will show you how to continue to help the people you've been trained to help while still protecting yourself from many legal pitfalls. If you attend only one seminar this year, make it this one. Join attorney, Rodney K. Adams, for an entertaining and enlightening day and leave with a greater understanding of the latest Virginia laws as they relate to behavioral health. You will take home practical strategies to minimize and manage legal and ethical risks and you will learn how to immediately implement these risk-reducing strategies into your practice.

> "Fabulous! One of the best seminars I have ever been to in my very long career."

Speaker

Rodney K. Adams, JD focuses his practice on advising and defending health care providers in matters involving patient care and other unique issues confronting the healthcare industry. His guidance, whether during a strategic discussion or during a crisis, is based on his extensive trial and agency adjudication experience. Mr. Adams' clients include physicians, psychologists, hospitals, managed care organizations, medical colleges, nursing homes, self-insured health systems and other healthcare providers. He has spent 30 years defending healthcare providers and has taken over 75 medical malpractice matters to verdict. Most of those matters involved catastrophic injury or death. He also represents healthcare providers before the U.S. Office of Civil Rights, various boards of the Virginia Department of Health Professions and other tribunals.

Mr. Adams is well known for his work in bioethics, clinical research regulation, behavioral health law, healthcare information privacy, and risk management. He has published several books including Virginia Medical Law, Fourth Edition (2016), and Clinical Trials & Human Research: A Practical Guide to Regulatory Compliance (w/F. Rozovsky, 2003). Mr. Adams is an adjunct professor of law (medical malpractice trial advocacy) at the College of William & Mary, and an adjunct professor (bioethics and health law) at the School of Health Administration, Virginia Commonwealth University. Clients look to Mr. Adams for assistance with HIPAA/HITECH, LEP, EMTALA, ethics committees, medical staff issues, and other healthcare management issues. Speaker Disclosure:

Financial: Rodney Adams is a shareholder with LeClairRyan. He receives a speaking honorarium from

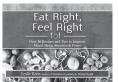
Non-financial: Rodney Adams has no relevant non-financial relationship to disclose.

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Legal and Ethical Issues for Mental Health Clinicians

Best Practices for Avoiding Litigation, Complaints and Malpractice

By Susan J. Lewis, Ph.D., J.D.

This go-to resources goes beyond the what and why, focusing on how to protect you and your clients in an increasingly litigious society. Presented in easy-to-understand language to step you through the legalese, highlighted by 30 engaging case examples to illustrate how you can overcome legal and ethical challenges that arise in your practice. Topics include risk management, contracts, HIPP, privileged communication, licensing complaints, supervision pitfalls, rights of minors and technology.

LIVE SEMINAR CONTINUING EDUCATION CREDIT INFORMATION

Credits listed below are for full attendance at the live event only. After attendance has been verified, pre-registered attendees will receive an email from PESI Customer Service with the subject line, "Evaluation and Certificate" within one week. This email will contain a link to complete the seminar evaluation and allow attendees to print, email or download a certificate of completion if in full attendance. For those in partial attendance (arrived late or left early), a letter of attendance is available through that link and an adjusted certificate of completion reflecting partial credit will be issued within 30 days (if your board allows). Please see "LIVE SEMINAR SCHEDULE" on this brochure for full attendance start and end times. NOTE: Boards do not allow credit for breaks or lunch.

If your profession is not listed, please contact your licensing board to determin your continuing education requirements and check for reciprocal approval. For other credit inquiries not specified below, or questions on home study credit availability, please contact cepesi@pesi.com or 800-844-8260 before the event

Materials that are included in this course may include interventions and modalities that are beyond the authorized practice of mental health professionals. As a licénsed professional, yoʻu are responsible for reviewing the scope of practice, including activities that are defined in law as beyond the boundaries of practice in accordance with and in compliance with your

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VIRGINIA COUNSELORS: This intermediate activity consists of 6.0 clock hours of continuing education instruction. Credit requirements and approvals vary per state board regulations. Please contact your licensing board to determine if they accept programs or providers approved by other national or state licensing boards. A certificate of attendance will be awarded at the end of the program to participants who are in full attendance and who complete the program evaluation.

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Speech-Language-Hearing Association (ASHA) to provide continuing education activities in speech-language pathology and audiology. See course information for number of ASHA CEUs, instructional level and content

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area. ASHA CE Provider approval does not imply endorsement of course content, specific products or clinical procedures.

SPEECH-LANGUAGE PATHOLOGISTS: This course is offered for .6 ASHA CEUs (Intermediate level, Related area).

SOCIAL WORKERS: PESI, Inc., #1062, is **®ACE** approved to offer social work continuing education by the Association of Social Work Boards (ASWB) Approved Continuing Education (ACE) program. Organizations, not individual courses, are approved as ACE providers. State and provincial regulatory boards have the final authority to determine whether an individual course may be accepted for continuing education credit. PESI, Inc. maintains responsibility for this course. ACE provider approval period: January 27, 2017 - January 27, 2020. Social Workers completing this course receive 6.0 Ethics continuing education credits. Course Level: Intermediate. Full attendance is required; no partial credits will be offered for partial attendance. A certificate of attendance will be awarded at the end of the program to social workers who complete the program evaluation.

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